

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

RICHARD A. BERCOT,

Plaintiff,

vs.

MICHAEL J. ASTRUE,
Commissioner of the Social
Security Administration,

Defendant.

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Case No. 3:08cv000416

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District Judge Walter Herbert Rice
Magistrate Judge Sharon L. Ovington

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**DECISION AND ENTRY ADOPTING REPORT AND RECOMMENDATIONS FILED ON
DECEMBER 8, 2009 (Doc. #12); AFFIRMING THE COMMISSIONER'S FINAL NON-
DISABILITY DETERMINATION; AND TERMINATING THE CASE ON THE DOCKET OF
THIS COURT**

The Court has conducted a de novo review of the Report and Recommendations of United States Magistrate Judge Sharon L. Ovington (Doc. #12), to whom this case was originally referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendations. It is therefore **ORDERED** that:

1. The Report and Recommendations filed on December 8, 2009 (Doc. #12) is ADOPTED in full;
2. The Commissioner's non-disability finding is AFFIRMED;
3. The case is terminated on the docket of this Court.



Walter Herbert Rice
United States District Judge